

AO 120 (Rev. 3/04)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Delaware on the following Patents or Trademarks:

DOCKET NO.	DATE FILED	U.S. DISTRICT COURT
06cv311	5/11/2006	DISTRICT OF DELAWARE
PLAINTIFF NICE Systems Inc., a Delaware Corporation; NICE Systems Ltd., and Israeli Corporation		DEFENDANT Witness Systems Inc., a Delaware Corporation
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 5,274,738	12/28/1993	Dictaphone Corporation
2 5,396,371	3/7/1995	Dictaphone Corporation
3 5,819,005	10/6/1998	Dictaphone Corporation
4 US 6,249,570 B1	6/19/2001	David A. Glowny
5 US 6,728,345 B2	4/27/2004	Dictaphone Corporation
US 6,775,372 B1	8/10/2004	Dictaphone Corporation
US 6,785,370 B2	8/31/2004	Dictaphone Corporation
US 6,870,920 B2	3/22/2005	Dictaphone Corporation
US 6,959,079	10/25/2005	NICE Systems Ltd.
US 7,010,109 B2	3/7/2006	NICE Systems Ltd.

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY	<input type="checkbox"/> Amendment	<input type="checkbox"/> Answer	<input type="checkbox"/> Cross Bill	<input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK			
1					
2					
3					
4					
5					

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT	
See Attached Order	

CLERK PETER T. DALLEO, CLERK OF COURT	(BY) DEPUTY CLERK <i>Michele M. Selmyer</i>	DATE 8/15/2003
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

NICE SYSTEMS, INC. and)
NICE SYSTEMS, LTD.,)
 Plaintiffs,)
 v.)
WITNESS SYSTEMS, INC.,)
 Defendant.)
)
) Civil Action No.: 06-311-JJF
)
)

ORDER ON JOINT MOTION TO DISMISS

Before the Court is the parties' Joint Motion to Dismiss. After considering the Motion and finding that good cause exists for the granting of same, it is hereby ORDERED that this action is DISMISSED WITH PREJUDICE as to the re-filing of same, that Defendants' counterclaims against Plaintiff are DISMISSED WITH PREJUDICE, and that each party shall bear their own costs and fees.

The Court shall retain jurisdiction over the parties and shall have the authority, among other things, to interpret and enforce the parties' settlement agreement.

Joseph J. Farnan, Jr.
Hon. Joseph J. Farnan, Jr., U.S.D.J.

8/13/08